

Board of County Commissioners

Division of Planning & Development

Code Compliance Department

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CODE ENFORCEMENT BOARD

February 14, 2005

The regular meeting of the Code Enforcement Board of Sumter County, Florida, convened on Monday, February 14, 2005 at 6:00 P.M. followed by the Pledge of Allegiance.

The following Board members were present: Horton Barnes-Chairperson, Charles Castle, Cheryl Barnes, Tommy Messer, Drexel Clark, and Terry Pasko.

Present from the Code Compliance staff were Paul Jochum-Code Compliance Manager, Al Folden-Code Compliance Inspector, and Alysia Akins-Code Enforcement Board Secretary.

Terry Neal, Attorney for the Sumter County Code Compliance Inspectors, was present.
Randall Thornton, Attorney for the Code Enforcement Board, was absent.

Mrs. Barnes made a motion to approve the minutes from the January 10, 2005 meeting.
Mr. Pasko seconded the motion and the motion carried.

Mr. Folden and Mr. Jochum were sworn in.

Old Business:

The following cases were issued an affidavit of non-compliance:

CC2003-40/Knecht

CE2004-0114/Graham

The following cases were issued an affidavit of compliance:

CE2004-0194/Pound

CE2004-0231/Lindsay

The following case was turned over to Attorney Thornton to begin the foreclosure process:

CE2004-0140/Jernigan

The following case was placed on the agenda for an update. Due to Attorney Thornton not being present, this case was tabled until next month's meeting.

CC2001-632/Davis

CC2001-63/Johnson

The Respondent, Don Johnson, and his wife, Sherry Johnson, were present. Mr. Messer testified to the death of Mr. Johnson's grandmother as he had responded to the emergency call. Mr. Johnson explained his situation regarding the need for an additional 60 days to remove the RV from the property. Mr. Johnson explained he was trying to sell the RV. Mr. Johnson testified there were no services connected to the RV. Mr. Johnson was informed the RV could stay on the property as long as the tag was current, the services were disconnected, and the screen room was removed. A permit for the screen room must be obtained to attach it to the existing residence.

Mrs. Barnes made a motion to allow the Respondent 60 additional days to remove the RV or bring the tag current, disconnect the services, and remove the screen room, or obtain a building permit for the screen room to attach it to the existing residence. If the Respondent fails to comply with the order, a fine of \$5 per day will be assessed for each and every day the property is not in compliance. Mr. Messer seconded the motion and the motion carried.

New Business:

The following cases received affidavits of pre-hearing compliance:

CE2004-0447/Andrews

CE2004-0641/Spillman

File: CE2004-0209/Wells

911 Address: 1427 CR 753/Webster

Parcel: S02=017/OR – 774, PG - 686

SCCV: 6-104(2) Trash and Debris, 6-104(3) Unsafe Housing, 6-104(4) Inoperable Vehicles, 13-E312 SHC 307.4 Care of Premises

The Respondent, Mildred Wells, and her husband, Eddie Wells, were present. Mr. Jochum testified the Notice for Hearing had been sent by certified mail. Mr. Jochum testified February 14, 2005 had been his last visit to the property. Mr. Jochum presented photographs that had been taken on 4/15/04, 6/9/04, 6/29/04, 11/18/04, and 2/14/05 showing the violations. Mr. Jochum testified improvements to the property had been made such as repairing the windows and removing the inoperable vehicles. Mrs. Wells testified the existing mobile home was to be replaced with a doublewide. Mr. Jochum testified the existing mobile home needed to be completely painted and the gas cylinders needed to be removed from the property.

Mr. Castle made a motion to allow the Respondent 90 days to finish painting the existing mobile home and remove the gas cylinders from the property or a fine of \$10 per day would be assessed for each and every day of non-compliance. Mr. Clark seconded the motion and the motion carried.

Mr. Castle amended his motion to include the property would have to remain in compliance, or the fine would automatically start running when the property is found to be in non-compliance again. Mr. Clark seconded the amended motion and the amended motion carried.

File: CE2004-0491/Creel and Furrow

911 Address: 4179 CR 317A/Bushnell

Parcel: M11=025/OR – 490, PG - 104

SCCV: 6-104(2) Trash and Debris, 6-104(3) Unsafe Housing, 21-1(A) Household Garbage/Litter and Debris, 13-E312 SHC 307.4 Care of Premises

The Respondent, Sharon Furrow, and her friend, Mark Vreeland, were present and testified Robert Creel had passed away. Mr. Folden testified the Notice for Hearing had been sent by certified mail but was returned, so the property was posted. Mr. Folden testified January 20, 2005, had been his last visit to the property. Mr. Folden presented photographs that had been taken on 11/2/04 and 1/20/05 showing the violations. Mr. Folden testified he had informed Micki Blackburn Realty of the violations and how to bring the property into compliance. Ms. Furrow testified she had paid someone

to remove the mobile home from the property, but they had taken only the siding and left the remainder of the mobile home. Ms. Furrow testified she had removed the trash, inoperable vehicles, and branches from the property. Ms. Furrow testified she was trying to sell the property and had spoken to someone about removing the remainder of the mobile home. Ms. Furrow testified all appliances have been removed from the mobile home and there were no services connected.

Mrs. Barnes made a motion to allow the Respondent 90 days to remove the mobile home remains from the property or a fine of \$25 per day would be assessed for each and every day of non-compliance. Mr. Messer seconded the motion and the motion carried.

Rehearing Procedures/Extension Requests-

Respondents must make a request in writing 10 days prior to the meeting date in order to be placed on the agenda. If progress has been made on a case, a new inspection may be requested. Rehearing and Extension Request forms will be submitted to the CEB for their approval. Affidavits of non-compliance do provide the required verbiage regarding a rehearing. The members requested they receive their agenda packet in its entirety the night of the scheduled meeting as usual.

There being no further business, Mrs. Barnes made a motion to adjourn. Mr. Pasko seconded the motion and the motion carried.

The meeting adjourned at 7:30 PM.

Chairperson

Recording Secretary